

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

| | | | |
|--|--|------------------------|--|
| UTILITY PATENT APPLICATION TRANSMITTAL <small>(Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))</small> | | Attorney Docket No. | MSFT13 (010756.104518) |
| | | First Inventor | EL-HAJ, Mohammad |
| | | Title | SYSTEM FOR PROVIDING SUBSCRIPTION BASED VIRTUAL COMPUTING SERVICES |
| | | Express Mail Label No. | EV333128232US |

10/6/2003
22389
100603

| | | | |
|--|--|--|--|
| APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents. | | ADDRESS TO: | |
| | | Commissioner for Patents P. O. Box 1450 Mail Stop Patent Application Alexandria, VA 22313-1450 | |
| <p>1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) <i>(Submit an original and a duplicate for fee processing)</i></p> <p>2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p>3. <input checked="" type="checkbox"/> Specification [Total Pages 46]] <ul style="list-style-type: none"> - Descriptive title of the invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Reference to sequence listing, a table, or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (<i>if filed</i>) - Detailed Description - Claim(s) - Abstract of the Disclosure </p> <p>4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 16]]</p> <p>5. Oath or Declaration [Total Sheets]] a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 C.F.R. § 1.63(d)) (<i>for a continuation/divisional with Box 17 completed</i>) i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).</p> <p>6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76</p> | | <p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (<i>Appendix</i>)</p> <p>8. Nucleotide and/or Amino Acid Sequence Submission (<i>if applicable, all necessary</i>) a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper c. <input type="checkbox"/> Statement verifying identify of above copies</p> | |
| ACCOMPANYING APPLICATION PARTS | | | |
| <p>9. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s))</p> <p>10. <input type="checkbox"/> 37 C.F.R. § 3.73(b) Statement (<i>when there is an assignee</i>) <input type="checkbox"/> Power of Attorney</p> <p>11. <input type="checkbox"/> English Translation Document (<i>if applicable</i>)</p> <p>12. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations</p> <p>13. <input type="checkbox"/> Preliminary Amendment</p> <p>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (<i>Should be specifically itemized</i>)</p> <p>15. <input type="checkbox"/> Certified Copy of Priority Document(s) (<i>if foreign priority is claimed</i>)</p> <p>16. <input checked="" type="checkbox"/> Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent</p> <p>17. <input checked="" type="checkbox"/> Other: Check No. 323071..... Check No. 323489</p> | | | |

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-in-part (CIP) of prior application No: /

Prior application information: Examiner _____ Group / Art Unit: _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

| | | | | | |
|--|--|-----------|----------------|---|--------------|
| <input checked="" type="checkbox"/> Customer Number: | 6980 | | OR | <input type="checkbox"/> Correspondence address below | |
| Name | R. Stevan Coursey Troutman Sanders LLP | | | | |
| Address | Bank of America Plaza, Suite 5200 600 Peachtree Street N.E. | | | | |
| City | Atlanta | State | Georgia | Zip Code | 30308-2216 |
| Country | US | Telephone | (404) 885-3632 | Fax | 404-962-6535 |

| | | | |
|-------------------|-------------------|-----------------------------------|--------|
| Name (Print/Type) | R. Stevan Coursey | Registration No. (Attorney/Agent) | 39,949 |
| Signature | October 6, 2003 | | |

Burden Hour Statement: This form is estimated to take 12 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Mail Stop Patent Application, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2004

Effective 01/01/03, patent fees are subject to annual revision

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$1,170.00)

Complete if Known

| | |
|----------------------|------------------------|
| Application Number | Not Yet Assigned |
| Filing Date | October 6, 2003 |
| First Named Inventor | EL-HAJ, Mohammad |
| Examiner Name | Not Yet Assigned |
| Art Unit | Not Yet Assigned |
| Attorney Docket No. | MSFT13 (010756.104518) |

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Other None Order
 Deposit Account:

Deposit Account Number

20-1507

Deposit Account Name

TROUTMAN SANDERS LLP

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity Fee | Small Entity Fee | Fee Description | Fee Paid |
|---------------------|------------------|------------------------|---------------|
| Code (\$) | Code (\$) | | |
| 1001 770 | 2001 385 | Utility filing fee | 770.00 |
| 1002 340 | 2002 170 | Design filing fee | |
| 1003 530 | 2003 265 | Plant filing fee | |
| 1004 770 | 2004 385 | Reissue filing fee | |
| 1005 160 | 2005 80 | Provisional filing fee | |
| SUBTOTAL (1) | | | 770.00 |

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Extra Claims Fee from Fee Paid below

| | | | | | | | |
|--------------------|----|----------|----|---|-------|---|--------|
| Total Claims | 40 | - 20** = | 20 | X | 18.00 | = | 360.00 |
| Independent Claims | 3 | - 3** = | 0 | X | | = | |

| | | | | | | | |
|---------------------------------|---|--------------|--|--|--|--|--|
| Multiple Dependent Large Entity | 1 | Small Entity | | | | | |
|---------------------------------|---|--------------|--|--|--|--|--|

| Large Entity | Small Entity | Fee Description |
|---------------------|---------------|--|
| Fee Code (\$) | Fee Code (\$) | |
| 1202 18 | 2202 9 | Claims in excess of 20 |
| 1201 86 | 2201 43 | Independent claims in excess of 3 |
| 1203 290 | 2203 145 | Multiple dependent claim, if not paid |
| 1204 86 | 2204 43 | ** Reissue independent claims over original patent |
| 1205 18 | 2205 9 | ** Reissue claims in excess of 20 and over original patent |
| SUBTOTAL (2) | | 360.00 |

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

| Large Entity | Small Entity | Fee Description | Fee Paid |
|---------------|---------------|--|----------|
| Fee Code (\$) | Fee Code (\$) | | |
| 1051 130 | 2051 65 | Surcharge - late filing fee or oath | |
| 1052 50 | 2052 25 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 130 | 1053 130 | Non-English specification | |
| 1812 2,520 | 1812 2,520 | For filing a request for ex parte reexamination | |
| 1804 920* | 1804 920* | Requesting publication of SIR after Examiner action | |
| 1805 1,840* | 1805 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 110 | 2251 55 | Extension for reply within first month | |
| 1252 420 | 2252 210 | Extension for reply within second month | |
| 1253 950 | 2253 475 | Extension for reply within third month | |
| 1254 1,480 | 2254 740 | Extension for reply within fourth month | |
| 1255 2,010 | 2255 1,005 | Extension for reply within fifth month | |
| 1401 330 | 2401 165 | Notice of Appeal | |
| 1402 330 | 2402 165 | Filing a brief in support of an appeal | |
| 1403 290 | 2403 145 | Request for oral hearing | |
| 1451 1,510 | 1451 1,510 | Petition to institute a public use proceeding | |
| 1452 110 | 2452 55 | Petition to revive - unavoidable | |
| 1453 1,330 | 2453 665 | Petition to revive - unintentional | |
| 1501 1,330 | 2501 665 | Utility issue fee (or reissue) | |
| 1502 480 | 2502 240 | Design issue fee | |
| 1503 640 | 2503 320 | Plant issue fee | |
| 1460 130 | 1460 130 | Petitions to the Commissioner | |
| 1807 50 | 1807 50 | Processing fee under 37 CFR 1.17(q) | |
| 1806 180 | 1806 180 | Submission of Information Disclosure Stmt | |
| 8021 40 | 8021 40 | Recording each patent assignment per property (times number of properties) | 40.00 |
| 1809 770 | 2809 385 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 1810 770 | 2810 385 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 1801 770 | 2801 385 | Request for Continued Examination (RCE) | |
| 1802 900 | 1802 900 | Request for expedited examination of a design application | |

Other fee (specify) _____

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 40.00)

SUBMITTED BY

Complete (if applicable)

| | | | | | |
|-------------------|-------------------|-----------------------------------|--------|-----------|-----------------|
| Name (Print/Type) | R. Stevan Coursey | Registration No. (Attorney/Agent) | 39,949 | Telephone | 404-885-3632 |
| Signature | | | | Date | October 6, 2003 |

WARNING: Information of this may become public. Credit card Information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

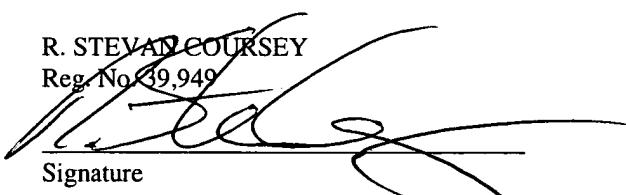
PATENTS
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)
EL-HAJ, Mohammad) Group Art Unit: Not Yet Assigned
)
Serial No.: Not Yet Assigned) Examiner: Not Yet Assigned
)
Filing Date: October 6, 2003) Atty. Ref.: MSFT13
) (010756.104518)
For: SYSTEM FOR PROVIDING)
SUBSCRIPTION-BASED VIRTUAL)
COMPUTING SERVICES)

"Express Mail" Mailing Label Number: EV333128232US

Date of Deposit: October 6, 2003

I hereby certify that this correspondence is being deposited
with the United States Postal Service "Express Mail Post
Office to Addressee" service under 37 CFR 1.10 on the date
indicated above to the Commissioner for Patents,
Mail Stop Patent Application, P.O. Box 1450,
Alexandria, VA 22313-1450.

R. STEVAN COURSEY
Reg. No. 39,949

Signature

TRANSMITTAL LETTER

October 6, 2003

Commissioner for Patents
Mail Stop Patent Application
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In connection with the above-identified United States Non-Provisional Patent Application
being filed herewith, enclosed please find the following documents for filing:

- (1) U.S. Non-Provisional Patent Application (including, 46 pages of specification, 40
claims, and 16 drawing sheets);
- (2) Utility Patent Application Transmittal;

- (3) Executed Declaration and Power of Attorney of Mohammad El-Haj;
- (4) Recordation Form Cover Sheet;
- (5) Executed Assignment of Mohammad El-Haj;
- (6) Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i);
- (7) Fee Transmittal for FY 2004 (original and duplicate);
- (8) Check Nos. 323071 and 323489 in the amounts of \$1,150.00 and \$20.00 in payment of the filing fee and assignment recordation fee; and,
- (9) Return Postcard.

No other fee is believed to be due in connection with the U.S. Non-Provisional Patent Application or Assignment Recordation being filed herewith. However, if any fees are deemed to be due, the Commissioner for Patents is hereby authorized to charge such fee to Deposit Account No. 20-1507.

Respectfully submitted,

TROUTMAN SANDERS LLP

By:

R. Stevan Coursey

Reg. No. 39,949

Attorney for Applicant

Troutman Sanders LLP
Bank of America Plaza, Suite 5200
600 Peachtree Street, N.E.
Atlanta, Georgia 30308-2216
Tel. No.: (404) 885-3632
Fax No.: (404) 962-6535

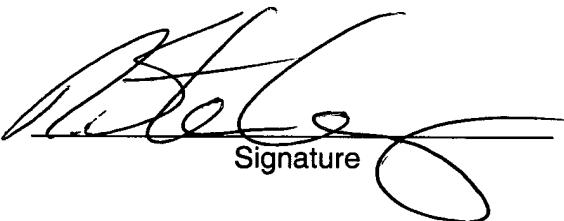
**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

| | |
|----------------------|--|
| First Named Inventor | EL-HAJ, Mohammad |
| Title | SYSTEM FOR PROVIDING SUBSCRIPTION-BASED VIRTUAL COMPUTING SERVICES |
| Atty Docket Number | MSFT13 (010756.104518) |

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

October 6, 2003

Date



Signature

R. Stevan Coursey
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, he applicant **must** notify the United States Patent and Trademark Office for such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.